

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

DENNIS J. DONOGHUE,

Plaintiff,

-against-

ZSCALER, INC.,

Nominal Defendant,

-and-

ANDREW WILLIAM FRASER BROWN,

Defendant.

Case No. 1:23-cv-05903 (JLR)

**ORDER**


JENNIFER L. ROCHON, United States District Judge:

For the reasons stated on the record at the oral argument held on June 3, 2024, Defendants' motion to dismiss is DENIED. The stay of discovery instituted at ECF No. 29 is LIFTED. No later than **June 10, 2024**, the parties shall jointly submit a proposed case-management plan using the Court's form Proposed Civil Case Management Plan and Scheduling Order, which is available at <https://www.nysd.uscourts.gov/hon-jennifer-l-rochon>.

The Clerk of Court is respectfully directed to terminate the motion at ECF No. 18.

Dated: June 3, 2024  
New York, New York

SO ORDERED.

  
JENNIFER L. ROCHON  
United States District Judge